

# BERNSTEIN LITOWITZ BERGER & GROSSMANN LLP

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April 14, 2023

## **VIA ONLINE REQUEST**

National FOIA Office  
Environmental Protection Agency  
1200 Pennsylvania Avenue, NW (2310A)  
Washington, DC 20460

Re: Freedom of Information Act Request Regarding Sotera Health and Sterigenics

Ladies and Gentlemen:

We represent the presumptive Lead Plaintiffs, Oakland County ERS, Oakland County VEBA, and Wayne County ERS, in *Oakland County Employees' Retirement System et al v. Sotera Health Company et al*, Docket No. 1:23-cv-00143 (N.D. Ohio), a putative class action currently pending in the United States District Court for the Northern District of Ohio. The action asserts claims under the federal securities laws against Defendant Sotera Health Company, alongside numerous other defendants. The action is related to the release of ethylene oxide by Sterigenics, which is wholly owned by Sotera.

Pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. §552; and 21 C.F.R. §§20, *et seq.*, we request access to, and copies of, all correspondence between the EPA and Sotera Health Company, Sterigenics, and its affiliates and agents, and all documents related to and referenced in such correspondence. Please limit such documents to those which 1) are related to Sotera and Sterigenics' use of ethylene oxide, and 2) which have been created after October 5, 2018. For the avoidance of doubt this request does not cover documents that have been previously released under earlier FOIA requests and are currently available on the EPA's website.

Pursuant to FOIA, we agree to pay reasonable fees incurred in the copying of these documents up to the amount of \$5,000. If the estimated fees will be greater than that amount, please contact me by telephone at (212) 554-1410 before such expenses are incurred. At your earliest convenience, please forward the documents via email to [stephen.boscolo@blbglaw.com](mailto:stephen.boscolo@blbglaw.com), or by physical media to:

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New York, NY 10020

If you determine that any portions of these documents are exempt under the statute, we request that you release the redacted and non-exempt portions to us as the law requires. In addition, if you deny all or any part of this request, please cite each specific exemption you think justifies your refusal to release the information and notify me of appeal procedures available under the law. We reserve the right to appeal any decision to withhold information. We request expedited processing to the greatest extent possible.

If you have any questions regarding this request, please contact me at (212) 554-1410 or [stephen.boscolo@blbglaw.com](mailto:stephen.boscolo@blbglaw.com). Thank you for your assistance and attention to this matter. I look forward to receiving your prompt reply.

Sincerely,

*/s/ Stephen C. Boscolo*

Stephen C. Boscolo